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February 24, 2021

Via ECF

Hon. Ronnie Abrams, U.S.D.J.
United States District Court for the
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square, Courtroom 1506
New York, New York 10007

Re: Sarit v. Westside Tomato, Inc., et al.
Civil Case No. 1:18-cv-11524-RA

Dear Judge Abrams,

I write to advise the Court that the parties have come to a tentative agreement to settle this matter. Plaintiff is waiting for a proposed settlement agreement from Defendants' counsel to review and, if appropriate, submit to the Court for Your Honor's consideration and approval consistent with *Cheeks* at its progeny. Without delving too much into the details of the proposed settlement, and in advance of the formal motion pursuant to *Cheeks*, Plaintiff believes that the settlement is reasonable compromise due to the industry to which she was employed (the restaurant industry) and the status of that industry due to the COVID-19 pandemic.

Therefore, and as a result of the anticipated forthcoming settlement, the Plaintiff respectfully requests that the Court extend the date to file its 12(b)(6) motion and motion to certify a preliminary collective under the FLSA.

Respectfully submitted,

Joshua M. Lurie, Esq.

JML:me

cc: All counsel (via ECF)